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7 **UNITED STATES DISTRICT COURT**
8 **CENTRAL DISTRICT OF CALIFORNIA**
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10 MICHAEL RUHE, and
11 VICENTE CATALA,

12 Plaintiffs,
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14 vs.
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16 MASIMO CORPORATION, and DOES
17 1 to 100, inclusive,

18 Defendants.
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Case No.: SACV11-734 CBM (JCGx)

FINAL JUDGMENT

Date: _____

Court: Hon. Cormac Carney

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23 On March 15, 2016, the Ninth Circuit issued a Mandate directing that Final
24 Judgement be entered in this matter in favor of Plaintiffs Michael Ruhe and
25 Vicente Catala and against Masimo Corporation, confirming the Final Award
26 issued by JAMS Arbitrator, Hon. Richard C. Neal (ret.), a copy of which is
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1 attached to this Final Judgment.

2 It is hereby ordered that judgment is entered in the amount of \$2,662,443 in
3 damages for Plaintiff Michael Ruhe and the sum of \$2,647,613 in damages for
4 Plaintiff Vicente Catala. In addition, judgment is entered in favor of Plaintiffs and
5 against Masimo Corporation in the amount of \$80,529 for recoverable costs related
6 to the arbitration, as awarded by the Arbitrator. Additional costs of \$734.50 are
7 awarded to Plaintiffs for their recoverable appellate costs pursuant to Federal Rule
8 of Appellate Procedure 39(e).
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12 Further, pursuant to California Civil Code section 3287 and the California
13 Constitution, Article 15, Section 1, interest in the amount of seven percent on the
14 foregoing amounts for damages and costs from the arbitration is ordered from the
15 date the final arbitration award was rendered by Justice Neal through the date this
16 Final Judgment is signed by the Court.
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19 The total amount due to Plaintiff Michael Ruhe through March 14, 2016, is
20 \$3,111,149.70, with additional interest due to Plaintiff Ruhe in the amount of
21 \$518.33 per day until this Final Judgment is signed. After that date, interest will
22 accrue on the total Final Judgment amount for Plaintiff Ruhe at the designated
23 interest rate established pursuant to 28 U.S.C. 1961.
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26 The total amount due to Plaintiff Vicente Catala through March 14, 2016 is
27 \$3,086,993.40, with additional interest due to Plaintiff Catala in the amount of
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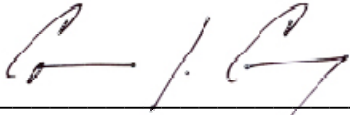
1 \$507.76 per day until this Final Judgment is signed. After that date, interest will
2 accrue on the total Final Judgment amount for Plaintiff Catala at the designated
3 interest rate established pursuant to 28 U.S.C. 1961.
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5 The submission and entry of this Final Judgment is pursuant to the Ninth
6 Circuit's Mandate and Masimo reserves all avenues of relief and available
7 remedies after entry and subsequent satisfaction of this Final Judgment.
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9 This is a Final Judgment and the Clerk of Court shall enter Final Judgment
10 as indicated above.
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13 IT IS SO ORDERED.
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16 Dated: March 23, 2016



Hon. Cormac J. Carney
US District Court Judge

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19 APPROVED AS TO FORM:

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21 Dated: March 17, 2016

/s/ Kathryn Burkett Dickson
Kathryn Burkett Dickson
Counsel for Plaintiffs

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23
24 Dated: March 17, 2016

/s/ Joseph Re
Joseph Re
Counsel for Defendant